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STATUTORY INSTRUMENTS

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**1995 No. 1222 (S.96)**

**LEGAL AID AND ADVICE, SCOTLAND**

**The Criminal Legal Aid (Scotland) (Prescribed Proceedings) Amendment Regulations 1995**

*Made* - - - - *3rd May 1995*  
*Coming into force* - - *5th May 1995*

The Secretary of State, in exercise of the powers conferred on him by sections 21(2) and 36(1) of the Legal Aid (Scotland) Act 1986(1) and of all other powers enabling him in that behalf, hereby makes the following Regulations of which a draft has, in accordance with section 37(2) of that Act, been laid before, and approved by resolution of, each House of Parliament:

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Criminal Legal Aid (Scotland) (Prescribed Proceedings) Amendment Regulations 1995 and shall come into force on 5th May 1995.

(2) In these Regulations, “the principal Regulations” means the Criminal Legal Aid (Scotland) (Prescribed Proceedings) Regulations 1994(2).

**Application**

2. These Regulations shall not apply in relation to any case where criminal legal aid is granted before 5th May 1995.

**Proceedings in which criminal legal aid shall not be available**

3. In regulation 3 of the principal Regulations (proceedings in which criminal legal aid shall not be available) at the end there shall be added—

“(f) under section 66(6) of the Criminal Justice and Public Order Act 1994(3) for the return of sound equipment.”.

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(1) 1986 c. 47.  
(2) S.I. 1994/1001.  
(3) 1994 c. 33.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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St Andrew's House,  
Edinburgh  
3rd May 1995

*Fraser of Carmyllie*  
Minister of State, Scottish Office

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Criminal Legal Aid (Scotland) (Prescribed Proceedings) Regulations 1994 (S.I. [1994/1001](#)) by adding to the proceedings in connection with which criminal legal aid is not to be available. The proceedings are those to which assistance by way of representation under Part II of the Legal Aid (Scotland) Act 1986 is made available by regulation 3 of the Advice and Assistance (Assistance by Way of Representation) (Scotland) Amendment Regulations 1995 (S.I. [1995/1219](#)).